

ORDINANCE NO. 08-76, _____

ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA ACCEPTING FOR BUDGET PURPOSES THE MIAMI-DADE COUNTY ASSESSMENT ROLL; ESTABLISHING A TAX MILLAGE RATE OF 6.5400 MILLS WHICH IS A DECREASE OF 2.28% OVER THE ROLL BACK RATE OF 6.6928 MILLS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING PENALTIES FOR VIOLATION HEREOF; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The certification of Taxable Value, dated July 1, 2008, presented by the Property Appraiser of Miami-Dade County, Florida, for the year 2008, showing taxable real, personal and centrally assessed property in the estimated amount of \$10,688,837,569 is hereby accepted for budget purposes for fiscal year 2008-2009, commencing on October 1, 2008 and ending on September 30, 2009.

Section 2: The ad valorem tax millage rate shall be 6.5400 mills, which is a decrease of 2.28% over the roll back rate of 6.6928 mills. The percentage change is calculated as follows:
$$[(6.5400 \div 6.6928) - 1.00] \times 100 = 2.28\% \text{ decrease.}$$

Section 3: Repeal of Ordinances in Conflict.

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: Penalties.

Any person, business, association, corporation, partnership or other legal entity who violates any of the provisions of this ordinance shall receive a civil penalty, up to a maximum of \$500.00, within the discretion of the court or administrative tribunal having jurisdiction. Each day that a violation continues shall constitute a separate violation.

Section 5: Severability Clause.

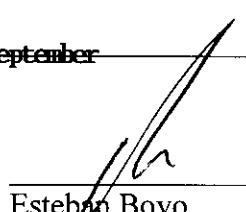
If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the judgment or decree of a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance.

Section 6: Effective Date.

This ordinance shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED and ADOPTED this 22nd day of September, 2008.

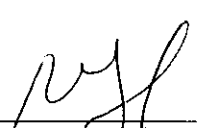
THE FOREGOING ORDINANCE
OF THE CITY OF HIALEAH WAS
PUBLISHED IN ACCORDANCE
WITH THE PROVISIONS OF
FLORIDA STATUTE 166.041
PRIOR TO FINAL READING.



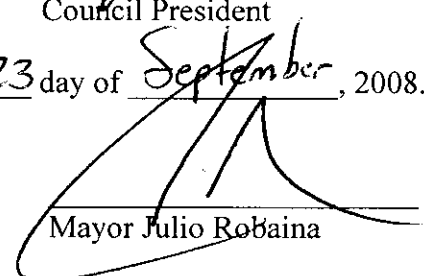
Esteban Bovo
Council President

Attest:

Approved on this 23 day of September, 2008.

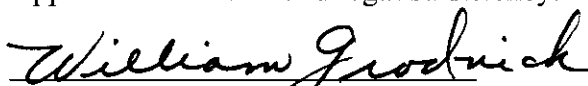


Rafael E. Granado, City Clerk



Mayor Julio Robaina

Approved as to form and legal sufficiency:



William M. Grodnick, City Attorney

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Ordinance was adopted by a unanimous vote with Councilmembers Bovo, Caragol, Casals-Muñoz, Garcia-Martinez, Gonzalez, Hernandez, and Yedra voting "Yes".

CITY OF HIALEAH, FLORIDA

2008-2009

MILLAGE RATE: 6.540

	General Fund	Solid Waste	Water & Sewer	Street Fund	Special Revenues	CITY Fund	Capital Projects	Total All Funds
Ad Valorem taxes	66,409,748							\$66,409,748
Sales, Use and Fuel Taxes				4,026,508	1,444,905			\$5,471,413
Franchise Taxes	11,455,000							\$11,455,000
Intergovernmental	24,420,522		2,375,000	172,150	7,817,477	5,779,621	29,524,000	\$70,088,770
Utility Taxes	21,457,123							\$21,457,123
Fines and Forfeitures	1,137,000				1,246,757			\$2,383,757
Licenses and Permits	6,305,500							\$6,305,500
Miscellaneous/Interest Income	2,184,425		4,263,031		1,728,488			\$8,175,944
Charges for Services	1,864,500	13,776,452	47,364,389		8,655,725			\$71,661,066
Bank Loan/Bond Proceeds			70,500,000					\$70,500,000
TOTAL SOURCES	\$135,233,818	\$13,776,452	\$124,502,420	\$4,198,658	\$20,893,352	\$5,779,621	\$29,524,000	\$333,908,321
Transfers In	-	\$1,103,561	-	-	\$92,914	-	-	\$1,196,475
Reserves			13,629,102					\$13,629,102
Fund Balances/Net Assets	\$9,633,767	-	-	-	-	-	-	\$9,633,767
TOTAL - REVENUE, TRANSFERS, AND BALANCES	\$144,867,585	\$14,880,013	\$138,131,522	\$4,198,658	\$20,986,266	\$5,779,621	\$29,524,000	\$358,367,665
EXPENDITURES								
Police Department	42,549,570	-	-	-	1,795,007	-	-	\$44,344,577
Fire Department	30,410,754	-	-	-	8,044,209	-	-	\$38,454,963
911 Communications Division	2,412,049	-	-	-	2,136,573	-	-	\$4,548,622
Education & Community Services	2,209,527	-	-	-	1,482,910	-	-	\$3,692,437
Library Division	1,891,943	-	-	-	-	-	-	\$1,891,943
Streets Division	-	-	-	4,198,658	-	5,779,621	-	\$9,978,279
Stormwater Division	-	-	-	-	3,600,000	-	-	\$3,600,000
Fleet Maintenance Division	2,573,724	-	-	-	-	-	-	\$2,573,724
Transit Division	-	-	-	-	2,208,819	-	-	\$2,208,819
Construction & Maintenance	4,450,261	-	-	-	-	-	-	\$4,450,261
Parks & Recreation	10,778,793	-	-	-	-	-	15,524,000	\$26,302,793
Communications & Special Events	1,104,115	-	-	-	-	-	-	\$1,104,115
Human Resources	911,635	-	-	-	-	-	-	\$911,635
Finance Department	951,851	-	-	-	-	-	-	\$951,851
Building Division	2,150,674	-	-	-	-	-	-	\$2,150,674
Planning & Zoning Division	837,888	-	-	-	-	-	-	\$837,888
Office of The Mayor	677,945	-	-	-	-	-	-	\$677,945
Information Technology	1,546,714	-	-	-	-	-	-	\$1,546,714
Code Compliance	700,867	-	-	-	-	-	-	\$700,867
License Division	497,074	-	-	-	-	-	-	\$497,074
Office of Retirement	578,378	-	-	-	-	-	-	\$578,378
Office of Management & Budget	598,063	-	-	-	-	-	-	\$598,063
Affordable Housing	-	-	-	-	1,718,488	-	14,000,000	\$15,718,488
Office of the City Clerk	1,110,170	-	-	-	-	-	-	\$1,110,170
Law Department	1,015,168	-	-	-	-	-	-	\$1,015,168
Risk Management	831,716	-	-	-	-	-	-	\$831,716
General Government	32,882,231	-	-	-	-	-	-	\$32,882,231
Solid Waste Division	-	14,880,013	-	-	-	-	-	\$14,880,013
Water & Sewer Comb. Svcs.	-	-	16,979,364	-	-	-	-	\$16,979,364
Water Utility Services	-	-	15,100,897	-	-	-	-	\$15,100,897
Sewer Utility Services	-	-	35,551,261	-	-	-	-	\$35,551,261
Water and Sewer Reverse Osmosis Plant	-	-	70,500,000	-	-	-	-	\$70,500,000
TOTAL EXPENDITURES	\$143,671,110	\$14,880,013	\$138,131,522	\$4,198,658	\$20,986,006	\$5,779,621	\$29,524,000	\$357,170,930
Transfers Out	\$1,196,475	-	-	-	-	-	-	\$1,196,475
TOTAL - APPROPRIATED EXPENDITURES, TRANSFERS, RESERVES AND BALANCES	\$144,867,585	\$14,880,013	\$138,131,522	\$4,198,658	\$20,986,006	\$5,779,621	\$29,524,000	\$358,367,405

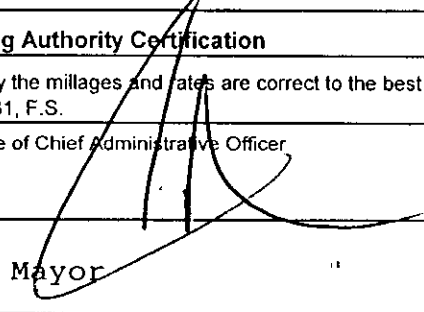
SECTION II: COMPLETED BY TAXING AUTHORITY - CONTINUED FROM PAGE 1

18. Current year proposed operating millage rate	\$	6.5400	per \$1,000 (18)
19. Total taxes to be levied at proposed millage rate multiplied by Line 4, divided by 1,000 (Line 18)	\$	69,904,998	(19)
20. Check TYPE of principal authority (check one)	<input type="checkbox"/> County	<input type="checkbox"/> Independent Special District	(20)
	<input checked="" type="checkbox"/> Municipality	<input type="checkbox"/> Water Management District	
21. Check applicable taxing authority (check one)	<input checked="" type="checkbox"/> Principal Authority	<input type="checkbox"/> Dependent Special District	(21)
	<input type="checkbox"/> MSTU	<input type="checkbox"/> Water Management District Basin	
22. Is millage levied in more than one county? (check one)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	(22)

DEPENDENT SPECIAL DISTRICTS AND MSTUs: STOP HERE - SIGN AND SUBMIT

23. Enter the total adjusted prior year ad valorem proceeds of the principal authority, all dependent special districts, and MSTUs levying a millage. (The sum of Line 14 from all DR-420 forms)	\$	70,927,960	(23)
24. Current year aggregate rolled-back rate divided by Line 16, multiplied by 1,000 (Line 23)	\$	6.6928	per \$1,000 (24)
25. Current year aggregate rolled-back taxes multiplied by Line 24, divided by 1,000 (Line 4)	\$	71,538,252	(25)
26. Enter total of all operating ad valorem taxes proposed to be levied by the principal taxing authority, all dependent districts, and MSTUs, if any. (Total of Line 19 from all DR-420 forms)	\$	69,904,998	(26)
27. Current year proposed aggregate millage rate divided by Line 4, multiplied by 1,000 (Line 26)	\$	6.5400	per \$1,000 (27)
28. Current year proposed rate as a percent change of rolled-back rate divided by Line 24, minus 1, multiplied by 100 (Line 27)		-2.28	% (28)

First public budget hearing	Date	Time	Place
	September 9, 2008	6:00 p.m.	501 Palm Avenue, Council Chambers, Hialeah, FL 33010

SIGN HERE	Taxing Authority Certification		
	I certify the millages and rates are correct to the best of my knowledge. The millages comply with the provisions of Section 200.185 and 200.071 or 200.081, F.S.		
	Signature of Chief Administrative Officer	Date	
		7/28/08	
	Title	Physical Address	
	Mayor	501 Palm Avenue	
Mailing Address	Name of Contact Person		
501 Palm Avenue	Alex Vega		
City, State, Zip	Phone #	Fax #	
Hialeah, FL 33010	305-883-5931	305-863-2837	

SEE INSTRUCTIONS ON PAGE 3



FOR DOR USE ONLY

City: _____
TA: _____
Levy: _____

CERTIFICATION OF TAXABLE VALUE

DR-420

R. 06/08

Rule 12DER08-18

Florida Administrative Code

Effective 06/08

ear

2008

County

MIAMI-DADE

Principal Authority

Taxing Authority

CITY OF HIALEAH

CITY OF HIALEAH

SECTION I: COMPLETED BY PROPERTY APPRAISER

Current year taxable value of real property for operating purposes	\$	10,126,361,853	(1)
Current year taxable value of personal property for operating purposes	\$	554,764,657	(2)
Current year taxable value of centrally assessed property for operating purposes	\$	7,711,059	(3)
Current year gross taxable value for operating purposes (Line 1 plus Line 2 plus Line 3)	\$	10,688,837,569	(4)
Current year net new taxable value (Add new construction, additions, rehabilitative improvements increasing assessed value by at least 100%, annexations, and tangible personal property value in excess of 115% of the previous year's value. Subtract deletions.)	\$	91,250,970	(5)
Current year adjusted taxable value (Line 4 minus Line 5)	\$	10,597,586,599	(6)
Prior year FINAL gross taxable value (From prior year applicable Form DR-403 series)	\$	10,845,253,794	(7)
Enter number of tax increment value worksheets (DR-420TIF) attached (If none, enter 0)		0	(8)
Does the taxing authority levy a voted debt service millage or a millage voted for 2 years or less under s. 9(b), Article VII, State Constitution? (If yes, complete and attach form DR-420 VMA, Voted Millage Addendum.)	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		(9)
Information for maximum millage calculation: Current year gross taxable value for operating purposes without the impact of Amendment 1.	\$	11,575,360,931	(10)

SIGN HERE

Property Appraiser Certification

I certify the taxable values shown above are correct to the best of my knowledge.

Signature of Property Appraiser

Date

July 1, 2008

SECTION II: COMPLETED BY TAXING AUTHORITY

If this portion of the form is not completed in FULL your authority will be denied TRIM certification and possibly lose its millage levy privilege for the tax year. If any line is inapplicable, enter N/A or -0-.

11. Prior year operating millage levy	\$	6.5400	per \$1,000 (11)
12. Prior year ad valorem proceeds (Line 7 multiplied by Line 11)	\$	70,927,960	(12)
13. Amount, if any, paid or applied in prior year as a consequence of an obligation measured by a dedicated increment value (Sum of either Line 6c or Line 7a for all DR-420TIF forms)	\$	0	(13)
14. Adjusted prior year ad valorem proceeds (Line 12 minus Line 13)	\$	70,927,960	(14)
15. Dedicated increment value, if any (Sum of either line 6b or Line 7e for all DR-420TIF forms)	\$	0	(15)
16. Adjusted current year taxable value (Line 6 minus Line 15)	\$	10,597,586,599	(16)
17. Current year rolled-back rate (Line 14 divided by Line 16, multiplied by 1,000)	\$	6.6928	per \$1,000 (17)

CONTINUED ON PAGE 2

RESOLUTION/ORDINANCE

You cannot levy a millage until the governing board of the taxing authority approves a resolution or ordinance.

The governing body must adopt its tentative or final millage rate before adopting its tentative or final budget. Adopt millage first, the budget second.

The adoption of the millage rate and budget resolution or ordinance must be by separate votes.

The Tentative and Final Resolution or Ordinance adopting millage rates must include:

- The name of the taxing authority
- The percent of increase over the rolled-back rate (RBR)
- Form DR-420, Line 28, has the calculation of percent change of RBR. If the tentative/final millage is lower than the proposed millage (DR-420), recalculate the percentage change of RBR.
- The calculation for the % change of RBR is: $[(\text{Tentative/Final millage rate} \div \text{RBR}) - 1.00] \times 100$
- Each millage rate adopted
 - The tentatively adopted millage rate must not exceed the proposed millage rate.
 - The final millage rate must not exceed the tentatively adopted millage rate.
- The rolled-back rate

Forward the resolution/ordinance adopting the **final** millage rate to the property appraiser, tax collector, and Department of Revenue **within 3 days of adoption**.

Include the resolution/ordinance adopting the **final** millage rate in the Certification of TRIM Compliance **within 30 days** of the final budget hearing.

A municipality's budget must be adopted by ordinance or resolution unless otherwise specified in its charter. (s. 166.241(2), F.S.)